

**FILED**  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT  
★ MAR 02 2012

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

BROOKLYN OFFICE

DANIEL GAFFNEY,

Plaintiffs,

-against-

**JUDGMENT PURSUANT TO  
RULE 50 OF THE FEDERAL  
RULES OF CIVIL  
PROCEDURE**

THE CITY OF NEW YORK, THE NEW YORK CITY  
POLICE DEPARTMENT, JAMES PISCOPO, LLOYD  
GREGORY, LT. HOTALING AND JOHN AND JANE  
DOE 1 THROUGH 10, individually and in their official  
capacities (the names John and Jane Doe being fictitious, as  
the true names are presently unknown),

10 CV 1192 (SLT)(RER)

Defendants.

WHEREAS, a jury was sworn on January 30, 2012 and trial commenced and continued  
until January 31, 2012, at which time Plaintiff rested; and

WHEREAS, at the close of plaintiff's case, Defendants made a Motion for judgment as a  
matter of law pursuant to Rule 50 of the Federal Rules of Civil Procedure, and this Court having  
heard all evidence presented by plaintiff, it is hereby

ORDERED, pursuant to Federal Rule of Civil Procedure 50, all of Plaintiff's claims  
against Defendant Officers Lloyd Gregory and James Piscopo are hereby dismissed with  
prejudice, and it is further

ORDERED, pursuant to Federal Rule of Civil Procedure 50, Plaintiff's Monell claim  
against the City of New York is hereby dismissed with prejudice.

Dated: March /, 2012

SO ORDERED

s SLT

SANDRA L. TOWNES, U.S.D.J.  
UNITED STATES DISTRICT COURT